

# VIOLATION OF THE PROBATION DEPT P.O. FAIRMAN

## CHARGES

FALSE IMPRISONMENT  
FALSE ARREST  
NEGLECT  
DUE PROCESS  
MALICIOUS PROSECUTION

FILED CLERK'S OFFICE

2009 JUL 28 A 9:32

DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA  
CHARLESTON, SC

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA

**Pro Se [Non-Prisoner] Complaint Form**

CLERK'S OFFICE

2009 JUL 28 A 9:33

[Enter the full name of the plaintiff in this  
action]

Civil Action No.

DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA  
CHARLESTON, SC

(to be assigned by Clerk)

Frank Staten

v.

[Enter the full name of each defendant in this  
action. If possible, please list only one  
defendant per line.]

South Carolina Probation Department  
Danielle Fairman Ron  
~~Ron Harper~~ HARPER DIRECTOR

If allowed by statute, do you wish to have a trial by jury? Yes X No \_\_\_\_\_

[If any answer requires additional space, please use additional paper and attach hereto.]

**I. PREVIOUS LAWSUITS**

A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this  
action?

Yes \_\_\_\_\_ No X

B. If your answer to A is Yes, describe the lawsuit in the space below. [If more than one lawsuit, describe on another sheet of paper using the same outline.]

1. Parties to this previous lawsuit:

Plaintiff: \_\_\_\_\_

Defendant(s): \_\_\_\_\_

2. Court: \_\_\_\_\_

(If federal court, name the district; if state court, name the county)

3. Docket Number: \_\_\_\_\_

4. Name(s) of Judge(s) to whom case was assigned: \_\_\_\_\_

5. Status of Case: \_\_\_\_\_

(For example, was the case dismissed? Settled? Appealed? Still Pending?)

6. Date lawsuit was filed: \_\_\_\_\_

7. Date of disposition (if concluded): \_\_\_\_\_

C. Do you have any other lawsuit(s) pending in the federal court in South Carolina?

Yes \_\_\_\_\_ No \_\_\_\_\_

## II. PARTIES

In Item A below, place your name and address in the space provided. [If additional plaintiffs, do the same on another sheet of paper.]

A. Name of Plaintiff: Frank Stalen

Address: 2901 Dove Haven Court, Charleston, SC 29414

In Item B below, place the full name of the defendant, and his/her/its address, in the space provided. Use Item C for additional defendants, if any.

B. Name of Defendant: Danielle Fairman + Ron Harper, South Carolina Prob

Address: 4050 Broadview Drive, Charleston, SC

Dept.

C. *Additional Defendants (provide the same information for each defendant as listed in Item B above):*

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### III. STATEMENT OF CLAIM

*State here, as briefly as possible, the facts of your case. Describe how each defendant is involved. Include also the name(s) of other persons involved, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Use as much space as you need. Attach extra sheets of paper if necessary.*

I, Frank Staten, was on probation in South Carolina in 2005 and also on parole in the State of New York. When I was released from Hudson Correctional Facility in New York, I was extradited to South Carolina on the probation matter. I went in front of Judge Scarborough, who sent me back to New York with the understanding that I would complete New York State parole successfully and my mandated drug program. Following completion of New York State<sup>parole</sup> (and drug program), he instructed me to return to the South

## III. STATEMENT OF CLAIM - continued.

Carolina probation to address the restitution fine for the offense for which I was sentenced.

I successfully completed my drug program and was complying with all conditions of New York State Parole. I was contacted by my mother that Probation Officer <sup>SC</sup> Dannelle Fairman wanted to speak with me. I called her and she instructed me to return to South Carolina in reference to the restitution on the SC case. She did not contact my <sup>NY</sup> parole officer at this time, nor at any time. ~~He~~ explained the situation to my parole officer and he gave me a travel pass to handle this matter.

While I was traveling, I was pulled over by the police for a moving violation. At that time, he informed me that a SC Probation Warrant lodged against me for a probation violation. I was taken into Lufkin County Jail in Lufkin, Texas, waiting extradition to SC. I remained there approximately three weeks. I was extradited to Charleston, SC, where I was detained for 123 days. At which point, I went in front of Judge Houston and he dismissed the pending fine and terminated SC probation effective immediately. I was immediately released (after processing).

## IV. RELIEF.

State briefly and exactly what you want this court to do for you.

I want to be financially compensated for 148 days of being ~~the~~ improperly imprisoned. I suffered by losing my contract, my \$38,000 <sup>TRUCK</sup> ~~ing~~ and potential job opportunities. AND A 15,000 TRAILER I LOST, THE LOAD OF FREIGHT WAS IMPOUNDED IN LUFKIN, TEX AND HAD TO FLY ANOTHER DRIVER TO LUFKIN, TEX ~~TO A~~ ~~THE~~ I HAD A MEDICAL CONDITION WHILE IN CHAS, DENTITION CENTER JAIL I HAVE PANCREASTITIS.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this

22

day of

22 July, 2009



Signature of Plaintiff